IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3181 OF 1997

Automatic Energy Works & Staff Union & Ors.Petitioners
V/s.
Union of India & Ors. ..Respondents

Mr.Ramesh Ramamurthy for the Petitioner.

Mr.Vinay Masurkar with Mr.N.D. Sharma and Mr.Y.R. Mishra i/b Dr.T.C. Kaushik for the Respondents.

CORAM : R.M. LODHA, &
S.J. VAZIFDAR, JJ.
DATED : 14TH JULY, 2006.

P.C. :

Mr.Ramesh Ramamurthy, counsel for the petitioners submits that subsequent to the decision of the Central Administrative Tribunal impugned in the present petition and during the pendency of the writ petition, the events have taken place which do not require continuance of memoranda dated 29.3.1995, 5.4.1995 and 31.7.1995. He submits that in this view of the matter the petitioners are not desirous of prosecuting the writ petition and they may be granted liberty to make representation to the Central Government in this regard. He also prays that the petitioners may be given liberty to challenge the decision of the Central Government, if aggrieved, in appropriate proceedings.

2. The submission of the counsel for the petitioners is fair and reasonable and is not opposed by the counsel for the respondents.

3. We, accordingly, dispose of the writ petition by the following order :-

(i) The petitioners shall be at liberty to make representation to the Central Government for withdrawal/revocation of the office memoranda dated 29.3.1995, 5.4.1995 and 31.7.1995 in view of the events that have taken place subsequent to the Tribunal's order dated 2.5.1997 and during the pendency of the writ petition.

(ii) The Central Government shall consider the petitioners' representation in accordance with law.

(iii) In case the petitioners are aggrieved by the decision of the Central Government on the representation, they shall be at liberty to pursue their remedy available in law.

No costs.

(R.M. LODHA, J.)

(S.J. VAZIFDAR, J.)